

CANDICE L. FIELDS
Candice Fields Law, PC
400 Capitol Mall, Suite 1620
Sacramento, CA 95814
Phone: (916)414-8050
Fax: (916)790-9450
Email: cfields@candicefieldslaw.com

Attorney for Defendant
Luke Burroughs

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

DANIEL STEWART
LUKE BURROUGHS,

Defendants.

CASE NO. 2:20-CR-0194 DJC

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

DATE: November 16, 2023

TIME: 9:00 a.m.

COURT: Hon. Daniel J. Calabretta

STIPULATION

1. By previous order, this matter was set for status on November 16, 2023.

2. By this stipulation, defendants now move to continue the status conference until January 18, 2024, at 9:00 a.m., and to exclude time between November 16, 2023, and January 18, 2024, under Local Code T4.

3. The parties agree and stipulate, and request that the Court find the following:

a) The government has produced discovery associated with this case that includes 12,793 Bates numbered documents. This includes bank records; memoranda of interviews, audio recordings, and video recordings. The government has also provided forensic images of electronic devices to the defense.

b) Counsel for defendants have had a substantive meeting with the government for the purpose of discussing issues relevant to the case. The parties desire additional time to address certain

1 matters that were discussed at the meeting. Counsel for defendants also desire additional time to review
2 the discovery for this matter, conduct investigation and research related to the charges, and to consult
3 with their clients.

4 c) Counsel for defendants believe that failure to grant the above-requested continuance
5 would deny counsel the reasonable time necessary for effective preparation, taking into account the
6 exercise of due diligence.

7 d) The government does not object to the continuance.

8 e) Based on the above-stated findings, the ends of justice served by continuing the case as
9 requested outweigh the interest of the public and the defendant in a trial within the original date
10 prescribed by the Speedy Trial Act.

11 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq.,
12 within which trial must commence, the time period of November 16, 2023 to January 18, 2024,
13 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it
14 results from a continuance granted by the Court at defendants' request on the basis of the Court's
15 finding that the ends of justice served by taking such action outweigh the best interest of the public and
16 the defendant in a speedy trial.

17 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
18 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
19 must commence.

20
21 IT IS SO STIPULATED.
22
23
24
25
26
27
28

1 Dated: October 26, 2023

PHILLIP A. TALBERT
UNITED STATES ATTORNEY

2
3 /s/ JUSTIN LEE

JUSTIN LEE

Assistant United States Attorney

5 Dated: October 26, 2023

/s/ DAVID D. FISCHER

DAVID D. FISCHER

Counsel for Defendant

Daniel Stewart

8
9 Dated: October 16, 2023

/s/ CANDICE L. FIELDS

CANDICE L. FIELDS

Counsel for Defendant

Luke Burroughs

12
13
14 **FINDINGS AND ORDER**

15 IT IS SO FOUND AND ORDERED this 26th day of October, 2023.

16
17 /s/ Daniel J. Calabretta

THE HONORABLE DANIEL J. CALABRETTA

UNITED STATES DISTRICT JUDGE